

motion to reconsider is considered made and laid upon table, and the President will be immediately notified of the Senate's action.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 119, Lina M. Khan, of New York, to be a Federal Trade Commissioner for the unexpired term of seven years from September 26, 2017.

Charles E. Schumer, Patty Murray, Alex Padilla, Sheldon Whitehouse, Jeff Merkley, Jack Reed, Debbie Stabenow, Benjamin L. Cardin, Patrick J. Leahy, Elizabeth Warren, Jacky Rosen, Richard Blumenthal, Tina Smith, John Hickenlooper, Michael F. Bennet, Tim Kaine, Brian Schatz.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Lina M. Khan, of New York, to be a Federal Trade Commissioner for the unexpired term of seven years from September 26, 2017, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Missouri (Mr. BLUNT), the Senator from Florida (Mr. RUBIO), and the Senator from Nebraska (Mr. SASSE).

The result was announced—yeas 72, nays 25, as follows:

[Rollcall Vote No. 232 Ex.]

YEAS—72

| | | |
|--------------|--------------|------------|
| Baldwin | Grassley | Ossoff |
| Bennet | Hassan | Padilla |
| Blumenthal | Hawley | Peters |
| Booker | Heinrich | Portman |
| Braun | Hickenlooper | Reed |
| Brown | Hirono | Rosen |
| Burr | Hoehn | Rounds |
| Cantwell | Hyde-Smith | Sanders |
| Capito | Johnson | Schatz |
| Cardin | Kaine | Schumer |
| Carper | Kelly | Shaheen |
| Casey | King | Sinema |
| Cassidy | Klobuchar | Smith |
| Collins | Leahy | Stabenow |
| Coons | Lujan | Tester |
| Cornyn | Manchin | Thune |
| Cortez Masto | Markey | Van Hollen |
| Cramer | Marshall | Warner |
| Duckworth | Menendez | Warnock |
| Durbin | Merkley | Warren |
| Feinstein | Moran | Whitehouse |
| Fischer | Murkowski | Wicker |
| Gillibrand | Murphy | Wyden |
| Graham | Murray | Young |

NAYS—25

| | | |
|-----------|---------|-----------|
| Barrasso | Cruz | Kennedy |
| Blackburn | Daines | Lankford |
| Boozman | Ernst | Lee |
| Cotton | Hagerty | Lummis |
| Crapo | Inhofe | McConnell |

| | | |
|------------|------------|------------|
| Paul | Scott (SC) | Toomey |
| Risch | Shelby | Tuberville |
| Romney | Sullivan | |
| Scott (FL) | Tillis | |

NOT VOTING—3

| | | |
|-------|-------|-------|
| Blunt | Rubio | Sasse |
|-------|-------|-------|

The PRESIDING OFFICER. On this vote, the yeas are 72, the nays are 25. The motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Lina M. Khan, of New York, to be a Federal Trade Commissioner for the unexpired term of seven years from September 26, 2017.

The PRESIDING OFFICER (Ms. SMITH). The Senator from New York.

UNANIMOUS CONSENT REQUEST—S. 1520

Mrs. GILLIBRAND. Madam President, I rise for the eighth time to call for this entire body to have the opportunity to vote on and consider the Military Justice Improvement and Increasing Prevention Act.

This commonsense reform would ensure that people in the military who have been subjected to sexual assault and other serious crimes get the justice they deserve.

I ask for this vote because I want to ensure that this important reform, which is backed by a bipartisan filibuster-proof majority of the Senators, becomes law. If we leave this debate and this reform to the national defense authorization committee review, I have no doubts that that will not happen.

We all know how a bill becomes a law. It passes the Senate and the House, and is signed by the President. And we all know how this process can be subverted. We have seen popular provisions that have passed both the House and the Senate be minimized, watered down, or removed in conference altogether. And I have certainly seen good proposals killed behind closed doors of the NDAA markup.

In 2019, I introduced a much smaller reform called Safe to Report. That provision was designed to improve reporting rates by allowing survivors of sexual assault to report the assault without fear of retaliation in the form of misconduct charges for related minor offenses, things like underage drinking or breaking a curfew.

That commonsense reform, which could have allowed more survivors to come forward, passed in both the House and the Senate, but it was removed in conference. We had to reintroduce the very same bill the following year in order for it to be included and become law in the next year, the fiscal year 2021 NDAA.

If a program focused solely on helping to make it easier for survivors to report their assault was removed in conference, I have little reason to believe that this once-in-a-generation reform will survive.

Given the lack of progress we have made on sexual assault in the military

and the entrenched problems with the military justice system, we cannot allow this widely supported reform to be left to the whims of those working behind closed doors in conference—a process with a rich history of subverting reforms on behalf of the Department of Defense. Let us have this vote in the Senate, and let us send it to the House to become law.

Every day we delay this vote is another day we deny justice to the survivors of sexual assault. We deny justice to servicemembers who have been affected by serious crimes. We deny justice to the men and women who do so much for this country. We owe it to them to not wait another minute longer.

As if in legislative session, I ask unanimous consent that at a time to be determined by the majority leader, in consultation with the Republican leader, the Senate Committee on Armed Services be discharged from further consideration of S. 1520 and the Senate proceed to its consideration; that there be 2 hours for debate, equally divided in the usual form, and that upon the use or yielding back of that time, the Senate vote on the bill with no intervening action or debate.

The PRESIDING OFFICER. Is there objection?

Mr. REED. Madam President, reserving my right to object.

The PRESIDING OFFICER. The Senator from Rhode Island.

Mr. REED. Madam President, like the Senator from New York, I believe that we should transfer crimes regarding sexual misconduct to a special prosecutor, as the Senator of New York has outlined, and that is a decision that many of my colleagues have made over the last few months. In the past, they have been opposed, as I have opposed that approach.

The difficulty is the transfer of other crimes like burglary, arson, financial mismanagement, misappropriation of government funds or properties. Those issues have not been carefully studied, and they should be studied, and that is the purpose of the committee.

We will take this up. We will study it very closely. We will also look at something that I think has to be looked at seriously: How do we implement this reform, and how much time do we need? The last time that we made a major change to the Uniform Code of Military Justice, we allowed the Department of Defense 2 years, and they took all of it. The present legislation would allow 18 months. This is something we have to look at.

We also have to look at the resources that are needed. This involves a change in the structure of the military legal system, and the committee is a place where we will get the best views of people who have dedicated themselves in the Senate to thinking hard and thoroughly about issues of military justice, issues of military preparedness, and all of these things.

Looking forward to a debate, but looking also forward to, I think, what